

**MINUTES OF CITY COUNCIL MEETING  
ARTESIA, NEW MEXICO  
April 22, 2014**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, April 22, 2014 at 7:00 p.m. in regular session with Mayor Phillip Burch presiding, and the following present to wit:

Jose Luis Aguilar	Raul Rodriguez
Kent Bratcher	Bill Rogers
Terry Hill	Nora Sanchez
Manuel Madrid Jr.	Jeff Youtsey

The following were absent:  
none

Also present:  
Aubrey Hobson, City Clerk-Treasurer  
John Caraway, City Attorney

It was determined that a quorum was present. The invocation was given by Councilor Rodriguez, and all joined in the Pledge of Allegiance.

**New Requests for City Facilities**

Wendell Lovelis, representing the Artesia Radio Control Club, requested the use of Jaycee Park on Saturday, May 3<sup>rd</sup> and Sunday May 4<sup>th</sup> from 9:00 a.m. to 6:00 p.m. for their 1<sup>st</sup> Annual Fixed Wing Fly In. The request also included approval of city services as stated on the application. Councilor Rodriguez moved to approve this request, contingent upon receipt of proof of insurance. The motion was seconded by Councilor Sanchez and upon vote, the motion passed.

Wendell Lovelis, representing the Artesia Radio Control Club, requested the use of Jaycee Park on Saturday, August 16<sup>th</sup> and Sunday August 17<sup>th</sup> from 9:00 a.m. to 6:00 p.m. for their 1<sup>st</sup> Annual Wounded Warrior Fly In. The request also included approval of city services as stated on the application. Councilor Rodriguez moved to approve this request, contingent upon receipt of proof of insurance. The motion was seconded by Mayor Pro tem Hill and upon vote, the motion passed.

**Consent Agenda**

Councilor Rodriguez moved to approve the Consent Agenda as written. The motion was seconded by Councilor Bratcher and upon vote, the motion passed.

The Consent Agenda includes:

1. Approval of Minutes: \* April 8, 2014 – Regular meeting
2. Consideration of Bids:
3. Contracts, Leases and Agreements:
4. Appointments:
5. Resignations:
  - A. Accept the resignation of Eddie Gomez, Solid Waste Department Equipment Operator, effective April 12, 2014

- B. Accept the resignation of Gabriel Chavez, Police Corporal, effective April 30, 2014
- 6. Dates of Hearing:
  - A. Permission to set a public hearing for May 13, 2014 for consideration of an ordinance for a replat for Bowman Estates Subdivision, Block 3, Lots 8,9,10,11,& 12, located on Lolita Court, Section 7, T17S, R26E
  - B. Permission to set a public hearing for May 13, 2014 for consideration of an ordinance for a zoning code variance (storage building) request, for Artesia Credit Union, located at 504 West Chisum Ave., Fairview Addition, Block 36, Lot 4, SU-1 "Special Use" zoning district
- 7. \*Travel and Training:
  - A. Police – Permission for one (1) employee to attend the NM Police Chiefs Association meeting in Albuquerque, NM. Request actual expenses
  - B. Police – Permission for two (2) employees to attend the National Animal Cruelty Investigation training in Albuquerque, NM. Request actual expenses
  - C. HR/IT – Ratification of Mayor Burch's approval for one (1) employee to attend the Tyler Connect 2014 conference in San Antonio, TX. Request actual expenses
  - D. Executive – Permission to participate in the Chamber of Commerce's 2014 Washington DC Delegation trip. Request actual expenses
  - E. Solid Waste – Permission for one (1) employee to attend the NMED Scrap Tire workshop: Rules, Manifests in Roswell, NM. Registration is the only cost
  - F. Police – Permission for one (1) employee to attend the 2014 Law Enforcement Coordinators' Symposium in Albuquerque, NM. Request actual expenses
  - G. F&A – Permission for one (1) employee to attend the GFOA Annual conference in Minneapolis, MN. Request actual expenses
  - H. Fire – Permission for two (2) employees to attend the Image Trend EDS conference in Minneapolis, MN. Request actual expenses
  - I. Water – Permission for one (1) employee to attend the NMWWA Jacob Hands Memorial workshop and exam in Ruidoso, NM. Request actual expenses
  - J. Police – Permission for one (1) employee to attend the Advanced Roadside Impaired Driving Enforcement training in Los Lunas, NM. Request actual expenses
  - K. Police – Permission for one (1) employee to attend the Investigation of Apparent Suicide training in Albuquerque, NM. Request actual expenses
  - L. Executive – Permission to attend the NMML Budget Committee meeting in Santa Fe, NM. Request actual expenses
- 8. Use of Facilities *(approval contingent upon receipt of all applicable fees, license(s) and dept approvals):*
- 9. Routine Requests for City Facilities
- 10. Budgeted Items:
- 11. Non-budgeted Items:
- 12. \*Payment of Bills

### **Public Hearings**

Mayor Burch declared the meeting open for public hearing for the following:

- 1. Consideration and approval of an ordinance for replat of Lots 2,4,6,8,10 & 12, Block 19, Clayton and Stegman Addition located on West Grand Avenue in Sec. 17, T17S, R26E to form First United Methodist Tract.

Acting Community Development Director Cheryl Hinkle reported that this replat would clean up the lot lines and make one tract of land for the First United Methodist Church.

Planning and Zoning recommend approval.

No public comment was received.

Councilor Rodriguez moved to approve the replat of Lots 2,4,6,7, 10 & 12, Block 19, Clayton and Stegman Addition located on West Grand Avenue to form the First United Methodist Church Tract, Ordinance No. 931. The motion was seconded by Mayor Pro tem Hill and upon roll call vote, with the following votes recorded:

Aye: Aguilar, Bratcher, Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey

Nay: none

the motion passed.

### **ORDINANCE NO. 931**

2. Consideration and approval of an ordinance for the rezone for Charlie H. Smith Addition, Block 1, Lot 8, located at the southwest corner of Highway 82 West and South 33<sup>rd</sup> Street, from "SA-2" (Suburban Acreage 2) to "C" (Commercial), Sec. 13, T17S, R25E.

Ms. Hinkle reported that all the other lots in this block are zoned "C" Commercial and this is the only lot zoned "SA-2" (Suburban Acreage 2). Although a church can be located in any zone, this will clean up the lots with consistent zoning.

Planning and Zoning recommended passage.

No public comment was received.

Councilor Rodriguez moved to approve the rezone of Lot 8, Block 1 of the Charlie H. Smith Addition from SA-2 to C, Ordinance No. 932. The motion was seconded by Councilor Madrid and upon roll call vote, with the following votes recorded:

Aye: Aguilar, Bratcher, Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey

Nay: none

the motion passed.

### **ORDINANCE NO. 932**

3. Consideration and approval of an ordinance for the replat of Charlie H. Smith Addition, Block 1, Lots 1 through 8 located at the southwest corner of Highway 82 West and South 33<sup>rd</sup> Street, Sec. 13, T17S, R25E to form the Jehovah Witness Church Tract.

Ms. Hinkle reported that the request is to combine Lots 1 through 8 into one tract, for the Jehovah Witness Church.

Planning and Zoning recommended passage.

No public comment was received.

Councilor Rodriguez moved to approve the replat of the Charlie H. Smith Addition, Block 1, Lots 1 through 8 to form the Jehovah Witness Church Tract, Ordinance No. 933. The motion was seconded by Mayor Pro tem Hill and upon roll call vote, with the following votes recorded:

Aye: Aguilar, Bratcher, Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey

Nay: none

the motion passed.

### **ORDINANCE NO. 933**

#### **Personnel**

Councilor Rogers, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, moved to hire Allison Gokey to the position of Un-certified Police Officer, at a salary of \$2,879 per month (CA28). The motion was seconded by Councilor Bratcher and upon vote, the motion passed.

Councilor Madrid, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, moved to hire Jay Oh to the position of Wastewater Operator, at a salary of \$2,305 per month (CA19). The motion was seconded by Councilor Rogers and upon vote, the motion passed.

#### **Public Safety**

##### **Police**

Chief Raley presented the department statistics.

##### **Fire**

Councilor Bratcher moved to approve the purchase of a Gator Med Unit from Fire funds. The motion was seconded by Councilor Youtsey and upon vote, with Councilor Rogers abstaining, the motion passed.

#### **Community Development**

Acting Community Development Director Cheryl Hinkle presented a request for the condemnation of structures at 506 and 508 W. Chisum Avenue. Ms. Hinkle reported that there was a storage building on 506 W. Chisum and a structure and storage building on 508 W. Chisum.

Councilor Bratcher moved to condemn the structure at 506 W. Chisum, Resolution No. 1536. The motion was seconded by Councilor Youtsey and upon vote, the motion passed.

### **RESOLUTION NO. 1536**

Councilor Bratcher moved to condemn the structure at 508 W. Chisum, Resolution No. 1537. The motion was seconded by Councilor Youtsey and upon vote, the motion passed.

### **RESOLUTION NO. 1537**

Ms. Hinkle requested the condemnation of structure at 916 S. 5<sup>th</sup> Street. She reported that this structure had caught on fire on April 6<sup>th</sup>, and that the owner did not have insurance. Ms. Angela Trueblood, the owner, requested permission to retrieve any salvageable items from the house, and requested that the landscape be kept intact, as much as possible. She stated that she could get the money to pay for the demolition, but only through payments, and could not get the lump sum at one time. Councilor Bratcher moved to condemn the structure at 916 S. 5<sup>th</sup> Street, Resolution No. 1538. The motion was seconded by Councilor Madrid and upon vote, the motion passed.

**RESOLUTION NO. 1538**

**Infrastructure**

Infrastructure Director Byron. Landfair reported on the status of projects.

**City Clerk**

Councilor Youtsey moved to approve the Memorandum of Agreement (MOA) with the Chamber of Commerce for the 2014 Washington DC Delegation trip, with the cost not to exceed \$3,500 per member. The motion was seconded by Mayor Pro tem Hill and upon vote, the motion passed.

City Clerk Aubrey Hobson distributed copies of fliers notifying utility customers that their utility bills will be changing from postcard size to full sheet bills beginning in May.

There being no further business to come before the Council, the meeting adjourned at 8:09 p.m. April 22, 2014.

  
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Mayor

ATTEST:

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City Clerk

